

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

DEY, L. P. and DEY, INC.,

Plaintiffs,

v. // CIVIL ACTION NO. 1:09CV87
(Judge Keeley)

TEVA PARENTERAL MEDICINES, INC.,
TEVA PHARMACEUTICALS USA, INC., and
TEVA PHARMACEUTICAL INDUSTRIES, LTD.,

Defendants.

SUMMARY ORDER FOLLOWING FINAL PRE-TRIAL CONFERENCE

On July 19, 2013, the Court conducted the final pretrial conference in this matter. For the reasons stated on the record of that proceeding, the Court:

- (1) **GRANTS** Sunovian's Motion to Intervene (dkt. no. 203), and directs the Clerk to docket UNDER SEAL Sunovian's Motion for Protective Order and Integrated Memorandum in Support, which was attached to the Motion to Intervene, see (dkt. no. 203-5);
- (2) **DENIES** Teva's Motion to Compel (dkt. no. 197);
- (3) **EXCLUDES** the Second Supplemental Expert Report of Gordon Rausser, Ph.D.;
- (4) **DENIES AS MOOT** Sunovian's Motion for Protective Order and Integrated Memorandum in Support; and
- (5) **DENIES** Teva's Motion In Limine to Preclude Any Evidence of or Reference to Late Produced Documents. (Dkt. No. 185).

DEY, L. P., ET AL. v. TEVA PARENTERAL, ET AL.

1:09CV87

SUMMARY ORDER FOLLOWING FINAL PRE-TRIAL CONFERENCE

Trial in this matter will commence on Monday, July 29, 2013 at 12:00 P.M. at the Clarksburg, West Virginia point of holding court.

The Court directs the Clerk to transmit copies of this Order to counsel of record.

DATED: July 22, 2013.

/s/ Irene M. Keeley

IRENE M. KEELEY

UNITED STATES DISTRICT JUDGE